



GARY R. HERBERT  
Governor

GREGORY S. BELL  
Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES


MICHAEL R. STYLER  
Executive Director


### Division of Oil, Gas and Mining


JOHN R. BAZA  
Division Director

June 16, 2010

TO: John Baza, Director

THRU:  Dana Dean, PE, Associate Director

THRU: Penny Berry, Bond Coordinator 

FROM: Paul Baker, Minerals Program Manager 

SUBJECT: Surety Withdrawal, Wasatch Excavating, Elite Rock West, S/049/0050, Utah County, Utah

Barnes Banking Company of Kaysville, Utah, was closed on January 15, 2010, by the Utah Department of Financial Institutions, which appointed the Federal Deposit Insurance Corporation as receiver. Since then, the Division has been trying to have operators replace sureties associated with Barnes Bank (three certificates of deposit and one letter of credit).

Two of the certificates of deposit, \$10,000.00 each, are in the name of Wasatch Excavating. We have been unsuccessful having this money transferred directly to another bank

We believe the best way to transfer the money is for the Division to call the money on demand and have Barnes Bank make the check payable to the operator for the benefit of the Division of Oil, Gas and Mining. Interest would be released directly to the operator. A Division representative would probably need to then go to the operator's new bank (Chase) to open a new certificate of deposit.

We have discussed this with Mike Galbraith at Chase Bank who felt this would be the best approach.

If you agree, we request that you sign the attached letter. Thank you for your consideration.

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